

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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| ----- | X | |
| UNITED STATES OF AMERICA, | : | |
| | : | |
| v. | : | S1 12 Cr. 556 (LTS) |
| | : | |
| ANIBAL SOTO and ANIBAL RAMOS, | : | Oral Argument Requested |
| | : | |
| Defendants. | : | |
| ----- | X | |

**NOTICE OF MOTION OF DEFENDANTS ANIBAL SOTO AND ANIBAL RAMOS TO
DISMISS THE INDICTMENT**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Their Motion to Dismiss the Indictment, defendants Anibal Soto and Anibal Ramos will move this Court before the Honorable Laura Taylor Swain, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, on January 15, 2013 at 10:00 a.m., or at such date and time the Court schedules, for an order, pursuant to Federal Rule of Criminal Procedure 12(b)(3) as well as Article 1, Section 8, Clause 3 and the Tenth Amendment to the United States Constitution, dismissing the Indictment. The basis for the motion is set forth in the accompanying memorandum of law.

Dated: New York, New York
December 21, 2012


WACHTELL, LIPTON, ROSEN & KATZ

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